

**SENATE JOURNAL
64TH LEGISLATURE
SEVENTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
April 15, 2015

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Barrett presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Sesso excused. Quorum present.

BILLS AND JOURNALS:

4/15/2015

Correctly printed: **SR 5, SR 50, SR 54, SR 55, SR 56, SR 57, SR 58, SJ 26, SJ 29, HB 89, HB 115, HB 123, HB 154, HB 219, HB 322, HB 389, HB 472, HB 479, HB 483, HB 506, HB 559, HB 612, HB 614, HB 627.**

Correctly engrossed: **HB 11, HB 114, HB 140, HB 167, HB 300, HB 464, HB 487, HB 599.**

Correctly enrolled: **SB 195, SB 217, SB 307, SB 364, SB 371.**

Examined by the sponsor and found to be correct: **SB 336, SR 36, SR 38, SR 39, SR 43, SR 48, SR 51.**

Transmitted to the House: **HB 430.**

Signed by the Secretary of the Senate at 4:45 p.m., April 14, 2015: **SB 37, SB 68, SB 145, SB 168, SB 176, SB 220, SB 235, SB 237, SB 240, SB 256, SB 270, SB 281, SB 330, SB 356, SB 361, SB 372.**

Signed by the Secretary of the Senate at 10:45 a.m., April 15, 2015: **SB 34, SB 57, SB 112, SB 123, SB 126, SB 148, SB 181, SB 191, SB 213, SB 216, SB 229, SB 230, SB 232, SB 248, SB 253, SB 276, SB 294, SB 298, SB 318, SB 335, SB 347, SB 350, SB 368, SB 376, SB 379, SB 384, SJ 6, SJ 9, SJ 13, SJ 14, SR 7.**

Signed by the Secretary of the Senate at 10:50 a.m., April 15, 2015: **SB 149.**

Signed by the Secretary of the Senate at 3:40 p.m., April 15, 2015: **SB 336, SR 36, SR 38, SR 39, SR 43, SR 48, SR 51.**

Signed by the President at 8:20 a.m., April 15, 2015: **SB 37, SB 68, SB 145, SB 168, SB 220, SB 235, SB 237, SB 240, SB 256, SB 270, SB 281, SB 330, SB 356, SB 361, SB 372.**

Signed by the President at 9:00 a.m., April 15, 2015: **SB 176.**

Signed by the President at 3:30 p.m., April 15, 2015: **SB 149, SB 336, SR 36, SR 38, SR 39, SR 43, SR 48, SR 51.**

Signed by the President at 3:40 p.m., April 15, 2015: **SB 34, SB 57, SB 112, SB 123, SB 126, SB 148, SB 181, SB 191, SB 213, SB 216, SB 229, SB 230, SB 232, SB 248, SB 253, SB 276, SB 294, SB 298, SB 318, SB 335, SB 347, SB 350, SB 368, SB 376, SB 379, SB 384, SJ 6, SJ 9, SJ 13, SJ 14, SR 7.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (T. Brown, Chair):
SR 52, be adopted. Report adopted.

4/14/2015

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HB 629, be concurred in. Report adopted.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Buttrey, Chair):

4/15/2015

HB 223, be amended as follows:

1. Title, page 1, line 5.

Following: "SERVICE;"

Insert: "REQUIRING THE BOARD TO REPORT TO THE ECONOMIC AFFAIRS INTERIM COMMITTEE;"

2. Title, page 1, line 6.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

3. Page 1, line 18 through line 19.

Following: the first "FEES" on line 18

Strike: remainder of line 18 through "MONTANA" on line 19

4. Page 1, line 19.

Following: line 19

Insert: "(4) (a) The balance in the state special revenue fund may be no more than the total of the income generated by licensing fees plus an equivalent amount from income generated by the death certificate fees deposited under subsection (1).

(b) Any amount of income generated by the death certificate fees that is greater than the amount in subsection (4)(a) must be deposited in the state general fund upon certification by the department that additional funds are not needed for special circumstances as provided in 17-2-302(2)."

5. Page 1, line 20.

Following: line 19

Insert: "(5) In even-numbered calendar years, beginning in July 2016, the board shall report to the economic affairs interim committee the status of the special revenue account and fees charged as a funding source for the board."

6. Page 4, line 6.

Following: line 5

Insert: "NEW SECTION. **Section 6. Termination.** [This act] terminates June 30, 2017."

And, as amended, be concurred in. Report adopted.

ENERGY AND TELECOMMUNICATIONS (Webb, Chair):

4/14/2015

HB 464, be amended as follows:

1. Title, page 1, line 8.

Following: "ACCOUNT;"

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Insert: "ESTABLISHING REPORTING REQUIREMENTS;"

2. Title, page 1, line 9.

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING A TERMINATION DATE"

3. Page 1.

Following: line 24

Insert: "(3) Prior to September 1 of each even-numbered year, the department of administration, in collaboration with the Montana university system, shall update the energy and telecommunications interim committee on the high-performance building program established in subsection (1). The report must include an overview of the state agencies and educational units participating in the program and an estimate of savings or actual savings in operations and maintenance resulting from participation in the program."

4. Page 1, line 29.

Following: "(1)(B)"

Insert: "75% of"

5. Page 2, line 11.

Following: "SUBFUND"

Insert: "75% of"

6. Page 3.

Following: line 30

Insert: "NEW SECTION. **Section 5. Termination.** [This act] terminates June 30, 2021."

And, as amended, be concurred in. Report adopted.

FINANCE AND CLAIMS (Jones, Chair):
HB 356, be concurred in. Report adopted.

4/14/2015

FINANCE AND CLAIMS (Jones, Chair):
SJ 29, do pass. Report adopted.
HB 6, be amended as follows:

4/15/2015

1. Title, page 1, line 8.

Strike: "PROVIDING A TRANSFER FROM THE GENERAL FUND;"

Strike: "IMMEDIATE"

2. Page 1, line 21.

Following: "and"

Insert: "and"

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3. Page 1, line 22 through line 25.

Strike: "1" on line 22 through "PROJECT" on line 25

4. Page 1, line 27.

Strike: "\$6,072,615"

Insert: "\$4,172,615"

5. Page 10, line 3 through line 5.

Strike: section 6 in its entirety

Renumber: subsequent sections

6. Page 10, line 15 through line 16.

Strike: "ON PASSAGE AND APPROVAL"

Insert: "July 1, 2015"

And, as amended, be concurred in. Report adopted.

HB 7, be amended as follows:

1. Page 2, line 11 through line 12.

Strike: line 11 through line 12 in their entirety

And, as amended, be concurred in. Report adopted.

HB 9, be amended as follows:

1. Page 1, line 23.

Strike: "\$385,132"

Insert: "\$384,995"

2. Page 4, line 12.

Strike: line 12 in its entirety

3. Page 4.

Following: line 14

Insert: "1890 Original Montana Club \$7,650"

And, as amended, be concurred in. Report adopted.

HB 468, be concurred in. Report adopted.

HB 488, be concurred in. Report adopted.

HB 512, be amended as follows:

1. Title, page 1, line 9.

Strike: "CONSTRUCTION"

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Insert: "LEASING"

2. Page 1, line 21 through line 22.

Following: "laboratory"

Strike: remainder of line 21 through "County" on line 22

Insert: "shall establish a Yellowstone County branch"

3. Page 1, line 24.

Strike: "EACH BRANCH"

Insert: "the Yellowstone County branch, but priority is given to the relief of the backlogs of chemistry and toxicology statewide"

4. Page 1, line 26 through line 28.

Strike: section 2 in its entirety

Renumber: subsequent sections

5. Page 1, line 30 through page 2, line 4.

Following: "(1)" on line 30

Strike: remainder of line 30 through "the" on page 2, line 4

Insert: "The"

6. Page 2, line 4.

Strike: "\$210,000"

Insert: "\$310,000 of general fund one time only"

7. Page 2, line 5.

Following: "biennium"

Strike: "and" through "fund"

Insert: "for the Yellowstone County branch of the laboratory"

8. Page 2, line 6.

Strike: "\$450,000"

Insert: "\$1.2 million"

Following: "fund"

Insert: "one time only"

9. Page 2, line 11 through line 13.

Strike: section 4 in its entirety

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

HB 560, be concurred in. Report adopted.

HB 577, be concurred in. Report adopted.

HB 612, be concurred in. Report adopted.

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FISH AND GAME (Brenden, Chair):
HB 140, be amended as follows:

4/14/2015

1. Title, page 1, line 16 through line 17.

Strike: "INCREASING" on line 16 through "LICENSES;" on line 17

2. Title, page 1, line 18.

Following: the second "YOUTH;"

Insert: "REVISING DISTRIBUTION OF HUNTING LICENSE REVENUE FOR HUNTING ACCESS PROGRAMS;"

3. Title, page 1, line 21.

Strike: "AND"

Following: "87-6-405,"

Insert: "AND 87-6-921,"

4. Page 2, line 18.

Following: "~~87-2-805(1)(b)(ii)~~"

Insert: "87-2-514 and"

5. Page 2, line 27.

Following: "~~87-2-805(1)(b)(ii)~~"

Insert: "87-2-514 and"

6. Page 3, line 10.

Strike: "25%"

Insert: "28.5%"

7. Page 3, line 11.

Strike: "25%"

Insert: "28.5%"

8. Page 3, line 12.

Strike: "25%"

Insert: "28.5%"

9. Page 4, line 11.

Strike: "32(2)"

Insert: "33(2)"

10. Page 4, line 20.

Strike: "32(2)"

Insert: "33(2)"

11. Page 7, line 20.

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Strike: "25%"
Insert: "28.5%"

12. Page 8, line 10.
Strike: "32(1)"
Insert: "33(1)"

13. Page 8, line 27.
Strike: "25%"
Insert: "28.5%"

14. Page 11.
Following: line 28
Insert: "(6) Of the fee paid for a hunting license purchased pursuant to subsection (2), 28.5% must be deposited in the account established in 87-1-290."

15. Page 15, line 5.
Strike: "32(1)"
Insert: "33(1)"

16. Page 16, line 3.
Strike: "32(2)"
Insert: "33(2)"

17. Page 16, line 11.
Strike: "67"
Insert: "62"

18. Page 16, line 12.
Strike: "67"
Insert: "62"

19. Page 16, line 16 through line 17.
Strike: "or who" on line 16 through "is issued" on line 17

20. Page 26.
Following: line 6
Insert: "**Section 31.** Section 87-6-921, MCA, is amended to read:
 "**87-6-921. Revocation of exception.** If a person is convicted of a violation of the fish and game laws or regulations of Montana, the privilege conferred by 87-2-801 through 87-2-803 and [sections 32 and 33] must be revoked for not less than 6 months.""
Renumber: subsequent sections

21. Page 28, line 14.
Strike: "31 AND 32"

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Insert: "32 and 33"

22. Page 28, line 15.

Strike: "31 AND 32"

Insert: "32 and 33"

23. Page 28, line 16.

Strike: "33"

Insert: "34"

24. Page 28, line 17.

Strike: "33"

Insert: "34"

And, as amended, be concurred in. Report adopted.

HB 167, be amended as follows:

1. Page 1.

Strike: line 21

Insert: "(2) an off-highway vehicle registered in an adjacent state of the United States if:

(a) that state does not require payment of a fee to use off-highway vehicles registered in Montana in that state; and

(b) the off-highway vehicle is temporarily used within this state for not more than 30 days; or"

Renumber: subsequent subsections

2. Page 1, line 26.

Strike: "An"

Insert: "Except as provided in 23-2-802, an"

And, as amended, be concurred in. Report adopted.

HB 300, be amended as follows:

1. Page 5, line 13.

Following: "title,"

Strike: "and"

Following: "ownership"

Insert: ", and snowmobile trail passes"

And, as amended, be concurred in. Report adopted.

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HIGHWAYS AND TRANSPORTATION (Arntzen, Chair):

4/14/2015

SJ 27, do pass. Report adopted.

HB 599, be amended as follows:

1. Title, line 4.

Following: "OF"

Insert: "CERTAIN"

2. Title, line 5.

Following: "AND"

Insert: "CERTAIN"

3. Page 8, line 28.

Strike: "BUT"

Insert: "and a registered gross vehicle weight of"

4. Page 9, line 18.

Strike: "OR"

Insert: "described in subsection (2)(b),"

5. Page 9, line 19.

Strike: "BUT"

Insert: "and a registered gross vehicle weight of"

Strike: "described in subsection (2)(b)"

Insert: ", "

6. Page 13, line 16.

Strike: "BUT"

Insert: "and a registered gross vehicle weight of"

7. Page 14, line 5.

Strike: "WITH" through "OF"

Insert: "with a registered gross vehicle weight of"

And, as amended, be concurred in. Report adopted.

HB 628, be concurred in. Report adopted.

TAXATION (Tutvedt, Chair):

4/15/2015

HB 421, be concurred in. Report adopted.

Senator Sesso present at this time.

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 138**
Report No. 001, April 14, 2015

Ms. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 138** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 138** (reference copy -- salmon) be amended as follows:

1. Page 2, line 6.

Strike: "WHO ACTS REASONABLY" through "WITH THIS SECTION"

2. Page 3, line 25 through line 26.

Strike: "THAT ACTS REASONABLY" on line 25 through "SECTION" on line 26

3. Page 4, line 6.

Strike: "WHO ACTS REASONABLY" through "WITH THIS SECTION"

For the Senate:

Hoven, Chair
Larsen
Webb

For the House:

Berry, Vice Chair
Fitzpatrick
Mehlhoff

Senator Hoven moved adoption of the committee report. Report adopted.

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 118**
Report No. 001, April 14, 2015

Ms. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 118** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that Senate amendments to **House Bill 118** (reference copy -- salmon) be accepted by the House.

For the Senate:

Buttrey, Chair
D. Brown
Facey

For the House:

B. Bennett, Vice Chair
Berry
Lang

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Senator Buttrey moved adoption of the committee report. Report adopted.

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 226**
Report No. 001, April 14, 2015

Ms. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 226** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 226** (reference copy -- salmon) be amended as follows:

1. Page 2, line 25.

Strike: "\$650,000"

Insert: "\$1 million"

2. Page 2, line 26.

Strike: "\$650,000"

Insert: "\$1 million"

3. Page 2, line 27.

Following: "\$2 million"

Strike: "\$650,000"

Insert: "\$1 million"

4. Page 3, line 25.

Strike: "\$650,000"

Insert: "\$1 million"

5. Page 3, line 26.

Strike: "\$650,000"

Insert: "\$1 million"

6. Page 3, line 27.

Following: "\$2 million"

Strike: "\$650,000"

Insert: "\$1 million"

For the Senate:

Vincent, Chair
Brenden
Kaufmann

For the House:

Richmond, Vice Chair
Doane
Steenberg

Senator Vincent moved adoption of the committee report. Report adopted.

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MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate: 4/14/2015

SB 288, introduced by B. Tutvedt

SB 345, introduced by E. Arntzen

Senate bill not concurred in and returned to the Senate: 4/14/2015

SB 293, introduced by B. Hamlett

Senate amendments to House bills concurred in: 4/14/2015

HB 358, introduced by R. Lynch

HB 373, introduced by S. Staffanson

HB 379, introduced by G. Hertz

HB 448, introduced by K. Wagoner

HB 450, introduced by K. Wagoner

HB 491, introduced by S. Lavin

HB 503, introduced by T. Berry

HB 516, introduced by M. MacDonald

HB 523, introduced by S. Berglee

HB 533, introduced by K. Wagoner

HB 538, introduced by M. Miller

HB 542, introduced by G. Hertz

HB 550, introduced by K. Swanson

HB 553, introduced by M. Noland

HB 554, introduced by G. Pierson

Governor's amendments to House bills concurred in and transmitted to the Senate for concurrence in the Governor's amendments:

4/14/2015

HB 33, introduced by R. Ehli

HB 34, introduced by R. Ehli

MOTIONS

Majority Leader Rosendale moved the Conference Committee on **SB 261** be dissolved and that a **Free** Conference Committee be appointed. Motion carried. President Barrett appointed:

4/15/2015

Senator Hamlett, Chair

Senator F. Moore

Senator Vincent

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Majority Leader Rosendale moved **HB 423**, **HB 559**, and **HB 617** be taken from the second reading board and referred to the Finance and Claims Committee. Without objection, so ordered.

Senator D. Brown moved the Senate reconsider second-reading action of April 11, 2015, on **HB 562**. The President clarified reconsideration requires a 2/3 vote since the bill missed a deadline. Motion **failed** as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Smith, Swandal, Taylor, Thomas, Vance, Vincent, Webb, Ms. President.
Total 26

Nays: Barrett Dick, T. Brown, Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sales, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Windy Boy, Wolken.
Total 24

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Fielder moved that **HB 444** be taken from Judiciary and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Blasdel, Brenden, D. Brown, T. Brown, Fielder, Hansen, Hinkle, Hoven, Ripley, Swandal, Taylor, Thomas, Tutvedt, Webb, Ms. President.
Total 15

Nays: Ankney, Arntzen, Barrett Dick, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Vance, Vincent, Vuckovich, Whitford, Windy Boy, Wolken.
Total 35

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Rosendale moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Kaufmann in the chair.

Ms. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 576 - Senator Thomas moved **HB 576** be concurred in. Motion **failed** as follows:

Yeas: Arntzen, Blasdel, Brenden, D. Brown, Caferro, Fielder, Hansen, Hinkle, Kary, Keenan, Moore, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Vincent, Webb, Ms. President.
Total 21

Nays: Ankney, Barrett Dick, T. Brown, Buttrey, Cohenour, Connell, Driscoll, Facey, Hamlett, Hoven, Howard, Jones, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Windy Boy, Wolken.
Total 29

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 576 - Majority Leader Rosendale moved **HB 576** be **indefinitely postponed**. Motion carried as follows:

Yeas: Ankney, Barrett Dick, Brenden, D. Brown, T. Brown, Buttrey, Cohenour, Connell, Driscoll, Facey, Howard, Jones, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Sales, Sands, Sesso, Stewart-Peregoy, Swandal, Tutvedt, Vance, Vincent, Vuckovich, Whitford, Windy Boy, Wolken.
Total 35

Nays: Arntzen, Blasdel, Caferro, Fielder, Hamlett, Hansen, Hinkle, Hoven, Kary, Rosendale, Smith, Taylor, Thomas, Webb, Ms. President.
Total 15

Absent or not voting: None.
Total 0

Excused: None.

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Total 0

SB 188 - Governor's Amendments - Senator Vincent moved Governor's amendments to **SB 188** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 93 - House Amendments - Senator Connell moved House amendments to **SB 93** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, D. Brown, T. Brown, Buttrey, Caferro, Connell, Driscoll, Fielder, Hamlett, Hansen, Hoven, Howard, Jones, Keane, Keenan, Larsen, Malek, Moore, Pomnichowski, Ripley, Rosendale, Sesso, Stewart-Peregoy, Swandal, Thomas, Tutvedt, Vuckovich, Windy Boy, Ms. President.
Total 30

Nays: Barrett Dick, Blasdel, Brenden, Cohenour, Facey, Hinkle, Kary, Kaufmann, McNally, Moe, Phillips, Sales, Sands, Smith, Taylor, Vance, Vincent, Webb, Whitford, Wolken.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 192 - House Amendments - Senator Driscoll moved House amendments to **SB 192** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Brenden, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hinkle, Hoven, Howard, Kary, Kaufmann, Keane, Larsen, Malek,

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McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Thomas, Tutvedt, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 37

Nays: Blasdel, D. Brown, Fielder, Hansen, Jones, Keenan, Rosendale, Sales, Smith, Swandal, Taylor, Vance, Vincent.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 258 - House Amendments - Senator Hoven moved House amendments to **SB 258** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 389 - House Amendments - Senator Hamlett moved House amendments to **SB 389** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Driscoll, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Larsen, Malek, McNally, Moore, Phillips, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Ms. President.
Total 44

Nays: Cohenour, Facey, Kaufmann, Moe, Pomnichowski, Wolken.
Total 6

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Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 145 - Governor's Amendments - Senator Hamlett moved Governor's amendments to **HB 145** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hansen, Hinkle, Howard, Jones, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Swandal, Thomas, Tutvedt, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 40

Nays: Fielder, Hoven, Kary, Moore, Ripley, Rosendale, Sales, Smith, Taylor, Vance.
Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Majority Leader Rosendale moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Barrett presiding. Chair Kaufmann moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 49

Nays: Kary.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 128, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 48

Nays: Brenden, Ripley.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 169, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 48

Nays: Sales, Vance.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 249, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Brenden, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hoven, Howard, Jones, Kary, Kaufmann, Keane,

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Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sands, Sesso, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Whitford, Windy Boy, Wolken, Ms. President.

Total 42

Nays: Blasdel, D. Brown, Hinkle, Keenan, Sales, Smith, Vance, Webb.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 280, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Larsen, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Tutvedt, Vance, Vincent, Webb, Ms. President.

Total 29

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Kaufmann, Keane, Keenan, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Thomas, Vuckovich, Whitford, Windy Boy, Wolken.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 289, as amended by the House, passed as follows:

Yeas: Ankney, Barrett Dick, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hoven, Jones, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vincent, Vuckovich, Whitford, Windy Boy, Wolken.

Total 30

Nays: Arntzen, Blasdel, Brenden, D. Brown, Fielder, Hansen, Hinkle, Howard, Kary, Keenan, Moore, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Webb, Ms. President.

Total 20

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

SB 325, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, Buttrey, Caferro, Connell, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Larsen, Moore, Ripley, Rosendale, Sesso, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Windy Boy, Ms. President.

Total 33

Nays: Barrett Dick, T. Brown, Cohenour, Driscoll, Facey, Kaufmann, Malek, McNally, Moe, Phillips, Pomnichowski, Sales, Sands, Stewart-Peregoy, Webb, Whitford, Wolken.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 349, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Ms. President.

Total 29

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 355, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones,

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Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 367, as amended by the House, passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 472 concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: Sales.

Total 1

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

HB 479 concurred in as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Vincent, Webb, Windy Boy, Ms. President.

Total 29

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Wolken.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 614 concurred in as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Ms. President.

Total 30

Nays: Barrett Dick, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SPECIAL ORDERS OF THE DAY

SR 32 - Senator T. Brown moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 32**. Motion carried as follows:

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Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 40 - Senator Buttrey moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 40**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 48

Nays: Keenan, Taylor.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 41 - Senator Buttrey moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 41**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

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Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SR 29 - Senator Buttrey moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 29**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SR 35 - Senator Buttrey moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 35**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hansen, Hoven, Howard, Jones, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sands, Sesso, Stewart-Peregoy, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Whitford, Windy Boy, Wolken, Ms. President.

Total 40

Nays: Blasdel, Fielder, Hinkle, Kary, Keenan, Sales, Smith, Swandal, Taylor, Webb.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

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Total 0

SR 37 - Senator Buttrey moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 37**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 42 - Senator Arntzen moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 42**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SR 49 - Senator Thomas moved that the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 49**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones,

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Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SR 33 - Senator D. Brown moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 33**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SR 47 - Senator D. Brown moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 47**. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

Senators Sharon Stewart-Peregoy and Cliff Larsen made their farewell remarks to the Senate.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Rosendale moved the Senate adjourn until 1:00 p.m., Thursday, April 16, 2015, the seventy-seventh legislative day. Motion carried.

Senate adjourned at 2:20 p.m.

MARILYN MILLER
Secretary of the Senate

DEBBY BARRETT
President of the Senate